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IAB SH2286367

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Deputy Daniel Castro	IAB firearm retrieval
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EXHIBITS

A (1) SH-49 authored by Deputy J. Goble, (1) Supplemental Report authored by Deputy C. Aguilar, (1) Supplemental Report authored by Deputy A. Biag, (1) Supplemental Report authored by Deputy M. Luna, (1) Supplemental Report authored by Deputy L. Trujillo, (1) Supplemental Report authored by Deputy J. Gutierrez, (1) Supplemental Report authored by Deputy J. Heald, (1) Traffic Collision Report authored by Deputy L. McCullough, (1) Supplemental Report authored by Detective R. Lopez, (1) Supplemental Report authored by Detective G. Boagni, (1) Supplemental Report authored by Deputy R. Davidson, (1) Supplemental Report authored by Senior Criminalist F. Lamas, (1) Supplemental Report authored by Forensic Identification Specialist S. Baker, (1) CHP-180 report authored by Deputy Jesse J. Olivas, (1) Supplemental Report authored by Deputy R. Slate, and (1) Supplemental Report authored by Deputy Paul H. Kashani.

B Supplemental Report authored by Deputy Castro, File #011-02073-0978-053

C Diagram and two (2) photos used during Deputy Castro's IAB interview

D Crime scene sketch and evidence list for 9059 Sunset Boulevard

E Crime scene sketch and evidence list for 8901 Sunset Boulevard

F Three (3) CD's containing digital photographs of the crime and shooting scenes, suspect's vehicle and aerial perspectives

G Pursuit evaluation form with map

MISCELLANEOUS DOCUMENTS

Admonition form
West Hollywood EM in-service dated 04-12-11
Firearm testing results
Deputy Castro firearms qualification records
CCHRS report of Suspect Eduardo Gomez
CCHRS report of Witness Jesus Gomez
Deputy daily worksheet unit 94/E dated 04-12-11
Incident history report #WHD111101-0139

Los Angeles County Sheriff's Department

Officer Involved Shooting

Report Date:	Bureau/Station/Facility:	Admin. Invest.? ☐	Hit? ☐
04/11/11	FOR II / West Hollywood		

Incident Information

URN: 011-02073-0978-053	Date: 04-11-11 Time: 2320 Hours
City or Station: West Hollywood	Nature of Incident: Deputy Castro was involved in a vehicle pursuit of a an assault with a deadly weapon vehicle. At the terminus of the pursuit he fired one round from his Beretta at the suspect driver who appeared to be armed with a dark handgun.
Location: 1111 Doheny Drive	

Location Type (*circle one or more*): Backyard, Beach, Business, Freeway, Industrial, Park, Parking Lot, Residence, Rural, School, **Street**, Other: ______

Lighting (*circle only one*): **Darkness**, Daylight, Other, Street Lights

Weather (*circle only one*): **Clear**, Cloudy, Fog, Rain

Distance: 10 feet

Incident Type (*circle one or more*): Accidental, Armed Person, Fleeing Suspect, Foot Pursuit, Gun Take Away, Moving Vehicle, Sniper/Ambush, Startle, Struggle Involved, Traffic Stop, **Unarmed Person**, Unintentional, **Vehicle Pursuit**, Warrant Service, Warning Shot, Other: ______

Initiated by (*circle only one*): Arrest Warrant, **Call**, Observation, One Person Unit, Other, Search Warrant, Two Person Unit

Prior Activity (*circle only one*): Detective, Inmate Transport, Other, **Routine Patrol**

Aero Unit? ☐ Canine Unit? ☐

Total # of Shots Fired by Deputy	Total # of Shots Fired by Suspect
1	0

Employee Witnesses

Employee #	Last Name	First Name	M.I.	ShiftTime (*circle only one*)	ShiftType (*circle only one*)
				EM PM Day	Regular Overtime Off Duty
				EM PM Day	Regular Overtime Off Duty
				EM PM Day	Regular Overtime Off Duty

Non-Employee Witnesses

Last Name: [redacted]		First Name: [redacted]		M.I. [redacted]	
Street Address: [redacted]	City: [redacted]	Zip Code: [redacted]	Work Ph: [redacted]	Home Ph: [redacted]	
Last Name: [redacted]		First Name: [redacted]		M.I. [redacted]	
Street Address: [redacted]	City: [redacted]	Zip Code: [redacted]	Work Ph:	Home Ph: [redacted]	
Last Name:		First Name:		M.I.	
Street Address:	City:	Zip Code:	Work Ph:	Home Ph:	

Supervisors

Employee #	Last Name	First Name	M.I.	(*circle one or more*)
[redacted]	Rasmussen	Kevin	P.	**On Duty**, Present during shooting, Witness to shooting, Involved in shooting
				On Duty, Present during shooting, Witness to shooting, Involved in shooting

Watch Sergeant

Employee #	Last Name	First Name	M.I.
[redacted]	Sandor	Janet	L.

Watch Commander

Employee #	Last Name	First Name	M.I.
[redacted]	Ratto	John	E.

PSTD Use Only
SH # 228636 7

Officer Involved Shooting

URN: 011-02073-0978-053

Basic Information

Arrival Date	Arrival Time	Date Submitted	Date of Recommendation
04-12-11	0100 Hours	07-05-11	

Employee #	Last Name	First Name	M.I
[redacted]	Ault	Alicia	E.
[redacted]	Smeltzer	Chad	E.
[redacted]	Kim	Patrick	--

Shooting / Force Information

Method

(AW) Arwen
(BC) Baton:(Control)
(BI) Baton:(Impact)
(BF) Bodily Fluids
(CN) Canine
(CR) Carotid Restrain:
(CH) Choke Hold
(CT) Control Holds:(Control Techniques)
(TT) Control Holds:(Team Takedown)
(TD) Control Holds:(Takedown)
(CE) Chemical
(OC) Chemical Agents (OC Spray)
(TG) Chemical Agents (Tear Gas)
(EX) Explosives
(FH) Firearm (Handgun)
(FR) Firearm (Rifle)
(FS) Firearm (Shotgun)
(FO) Firearm (Other)
(FB) Flashbang
(FL) Flashlight
(OE) Other Weapon: Edged
(OV) Other Weapon: Vehicle
(OB) Other Weapon: Blunt Object
(OO) Other Weapon: Other
(PK) Personal Weapon: Feet/Leg: (Kick)
(PS) Personal Weapon: Feet/Leg: (Sweep)
(PH) Personal Weapon (Hand/Arm)
(PP) Personal Weapon (Push)
(PO) Personal Weapon (Other)
(RS) Resistance
(CN) Restraint Device (Capture Net)
(RH) Restraint Device (Handcuffs)
(HB) Restraint Device:Hobble (Legs Only)
(TP) Restraint Device:Hobble (TARP)
(RE) Restraint Device: REACT Belt
(SP) Sap
(SH) Shield
(SG) 37mm Stinger
(SB) Sting Ball
(ST) Stun Bag
(TR) Taser
(UC) Uncooperative

Brand

(AK) AK-47
(BN) Benelli
(BR) Beretta
(BW) Browning
(CH) Charter Arms
(CO) Colt
(DA) Davis Industries
(GL) Glock
(HA) Harrington & Richardson
(HI) Hi Standard
(HK) H & K
(IT) Ithica
(IV) Iver Johnson
(JE) Jennings
(LO) Lorcin
(LU) Luger
(MA) Marlin
(MO) Mossberg
(NC) NCI aka SKS
(NA) North American
(NO) Norinco
(RA) Raven
(RM) Remington
(RG) RG
(RI) RGI
(RO) Rossi
(SW) Smith & Wesson
(SR) Sturm Ruger
(ST) Sterling
(TA) Taurus
(WE) Weatherby
(WN) Winchester
(US) US Government
(YY) Handmade (Inmate)
(XX) Homemade (Non-Inmate)
(ZZ) Other Brand

Type of Injury

(AB) Abrasion
(BR) Bruise
(BU) Burn
(CP) Complaint of Pain
(CO) Concussion
(DH) Death
(DI) Dislocation
(DB) Dog Bite
(FR) Fractures
(GS) Gunshot
(HB) Human Bite
(LC) Lacerations
(ND) Nerve Damage
(OD) Organ Damage
(PA) Paralysis
(PW) Puncture Wound
(SD) Soft Tissue Damage
(ST) Sprain/Twists
(UN) Unconscious
(RM) Refused Med Treatment
(NN) NONE

Body Part Injured

(AD) Abdomen
(AK) Ankle
(AR) Arm
(BK) Back
(BT) Buttocks
(CH) Chest
(EL) Elbow
(FA) Face
(FE) Feet
(FI) Fingers
(GE) Genitals
(GR) Groin
(HD) Hand
(HE) Head
(HI) Hip
(IN) Internal
(KN) Knees
(LE) Leg
(NK) Neck
(SH) Shoulder
(WR) Wrist

Caliber

(9) 9 mm
(10) 10 mm
(12) 12 guage
(20) 20 guage
(21) .22-250
(22) .22 caliber
(23) .223 caliber
(24) .243 caliber
(25) .25 caliber
(30) .308 caliber
(35) .357 caliber
(36) 30-60 caliber
(38) .38 caliber
(40) .40 caliber
(41) .410 guage
(44) .44 caliber
(45) .45 caliber
(50) 50 mm
(SL) Slug
(WW) Other caliber

FORCE APPLIED *(one code per block)*

Used By (E# or S#)	Used Against (E# or S#)	Method (Code)	Brand (Code)	Caliber (Code)	Authorized Weapon? (Y/N)	Authorized Ammunition? (Y/N)	Type of Injury (Code)	Body Part (Code)
S#1	E#1	UC						
E#1	S#1	FH	BR	9	Y	Y	NN	

SH-R-438A rev. 3/07

See Front Side

Officer Involved Shooting
Involved Employee Information

URN: 011-02073-0978-053

Involved Employee

E 1

Employee # [redacted]	Last Name: Castro	First Name: Daniel	M.I.: S.
Sex: M Race: H	Rank: Deputy Sheriff	Unit Assignment: WHD	Work Assignment (Unit #, Module, etc.): Unit 94
ShiftTime (*circle only one*): (EM circled) PM Day	ShiftType (*circle only one*): (Regular circled) Overtime Off Duty	Intoxication/Drug Usage? ☐	Substance Used:
Hospital Admission? ☐	Hospital Name:	Coroner Case? ☐	Coroner Case #: Interviewed? ☐
Hrs of sleep prior to shooting: 5 hours	Duty Time (hrs): [redacted]	Clothing (*circle only one*): Plain Clothes no Vest, Raid Jacket w/ Vest, Plain Clothes w/ Vest, Uniform no Vest, Raid Jacket no Vest, (Uniform w/ Vest circled)	Other Factors:
Age: [redacted] Height: 508	Weight: 170		
Range Qualification Date: [redacted]	PPC Qualification Date: [redacted]	Laser Training Date: [redacted]	
Certified with Weapon Used? [redacted]	Patrol Certification? [redacted]	Certification Unit: [redacted]	Prior Shootings? [redacted] Number of Prior Shootings: [redacted] Directed Force: [redacted]
Weapons Fired Brand: Beretta 92FS	Caliber: 9mm # Shots: 1	Weapons Fired Brand:	Caliber: # Shots:
Field Training Officer Emp # [redacted]	Last Name [redacted]	First Name [redacted]	M.I. [redacted]
Field Training Officer Emp # [redacted]	Last Name [redacted]	First Name [redacted]	M.I. [redacted]

E__

Employee #	Last Name	First Name	M.I.
Sex: Race:	Rank	Unit Assignment:	Work Assignment (Unit #, Module, etc.):
ShiftTime (*circle only one*): EM PM Day	ShiftType (*circle only one*): Regular Overtime Off Duty	Intoxication/Drug Usage? ☐	Substance Used:
Hospital Admission? ☐	Hospital Name:	Coroner Case? ☐	Coroner Case #: Interviewed? ☐
Hrs of sleep prior to shooting:	Duty Time (hrs):	Clothing (*circle only one*): Plain Clothes no Vest, Raid Jacket w/ Vest, Plain Clothes w/ Vest, Uniform no Vest, Raid Jacket no Vest, Uniform w/ Vest	Other Factors:
Age: Height:	Weight:		
Range Qualification Date:	PPC Qualification Date:	Laser Training Date:	
Certified with Weapon Used? ☐	Patrol Certification? ☐	Certification Unit:	Prior Shootings? ☐ Number of Prior Shootings: Directed Force: ☐
Weapons Fired Brand:	Caliber: # Shots:	Weapons Fired Brand:	Caliber: # Shots:
Field Training Officer Emp #	Last Name	First Name	M.I.
Field Training Officer Emp #	Last Name	First Name	M.I.

E__

Employee #	Last Name	First Name	M.I.
Sex: Race:	Rank	Unit Assignment:	Work Assignment (Unit #, Module, etc.):
ShiftTime (*circle only one*): EM PM Day	ShiftType (*circle only one*): Regular Overtime Off Duty	Intoxication/Drug Usage? ☐	Substance Used:
Hospital Admission? ☐	Hospital Name:	Coroner Case? ☐	Coroner Case #: Interviewed? ☐
Hrs of sleep prior to shooting:	Duty Time (hrs):	Clothing (*circle only one*): Plain Clothes no Vest, Raid Jacket w/ Vest, Plain Clothes w/ Vest, Uniform no Vest, Raid Jacket no Vest, Uniform w/ Vest	Other Factors:
Age: Height:	Weight:		
Range Qualification Date:	PPC Qualification Date:	Laser Training Date:	
Certified with Weapon Used? ☐	Patrol Certification? ☐	Certification Unit:	Prior Shootings? ☐ Number of Prior Shootings: Directed Force: ☐
Weapons Fired Brand:	Caliber: # Shots:	Weapons Fired Brand:	Caliber: # Shots:
Field Training Officer Emp #	Last Name	First Name	M.I.
Field Training Officer Emp #	Last Name	First Name	M.I.

See Other Side

Officer Involved Shooting
Suspect Information

URN: 011-02073-0978-053

Suspect Information

S 1

Last Name: Gomez	First Name: Eduardo	M.I.: —
AKA Last Name:	First Name:	M.I.:

Sex: M Race: H	Street Address: [redacted]	City: [redacted]	State & Zip Code: [redacted]
Work Phone:	Home Phone: [redacted]	Social Security #: [redacted]	Driver's License #: CDL #[redacted]
Age: 20 D.O.B. 08-13-90	Height: 505 Weight: 180	FBI # [redacted]	CII # [redacted]
Booking # 2704198	Primary Charge: 245(a)(1) PC		Secondary Charge: 23153(a) CVC
Coroner Case? ☐	Coroner Case #	Intoxication/Drug Usage? ☒	Substance Used: Alcohol
Armed? ☐	Apprehended? ☒	Mental Illness? ☐	Criminal History? [redacted]
Vehicle Make: Saturn		Model: Vue	Year: 2006

S__

Last Name:	First Name:	M.I.:
AKA Last Name:	First Name:	M.I.:

Sex: Race:	Street Address:	City:	State & Zip Code:
Work Phone:	Home Phone:	Social Security #:	Driver's License #:
Age: D.O.B.	Height: Weight:	FBI #	CII #
Booking #	Primary Charge:		Secondary Charge:
Coroner Case? ☐	Coroner Case #	Intoxication/Drug Usage? ☐	Substance Used:
Armed? ☐	Apprehended? ☐	Mental Illness? ☐	Criminal History? ☐
Vehicle Make:		Model:	Year:

S__

Last Name:	First Name:	M.I.:
AKA Last Name:	First Name:	M.I.:

Sex: Race:	Street Address:	City:	State & Zip Code:
Work Phone:	Home Phone:	Social Security #:	Driver's License #:
Age: D.O.B.	Height: Weight:	FBI #	CII #
Booking #	Primary Charge:		Secondary Charge:
Coroner Case? ☐	Coroner Case #	Intoxication/Drug Usage? ☐	Substance Used:
Armed? ☐	Apprehended? ☐	Mental Illness? ☐	Criminal History? ☐
Vehicle Make:		Model:	Year:

S__

Last Name:	First Name:	M.I.:
AKA Last Name:	First Name:	M.I.:

Sex: Race:	Street Address:	City:	State & Zip Code:
Work Phone:	Home Phone:	Social Security #:	Driver's License #:
Age: D.O.B.	Height: Weight:	FBI #	CII #
Booking #	Primary Charge:		Secondary Charge:
Coroner Case? ☐	Coroner Case #	Intoxication/Drug Usage? ☐	Substance Used:
Armed? ☐	Apprehended? ☐	Mental Illness? ☐	Criminal History? ☐
Vehicle Make:		Model:	Year:

COUNTY OF LOS ANGELES SHERIFF'S DEPARTMENT

INVESTIGATIVE SUMMARY

DEPUTY INVOLVED SHOOTING

UNIT: WEST HOLLYWOOD STATION

DATE / TIME OF INCIDENT: APRIL 11, 2011 (MONDAY) / 2317 HOURS

LOCATION: 1111 DOHENY DRIVE
WEST HOLLYWOOD

URN: 011-02073-0986-053

IAB #: SH2286367

OPENING STATEMENT

On Monday, April 11, 2011, IAB investigators Sergeant Chad Smeltzer, Sergeant Patrick Kim and Lieutenant Alicia Ault responded to a command post erected by West Hollywood Station personnel regarding a Deputy Involved Non-Hit Shooting. Investigators learned from West Hollywood Station personnel that West Hollywood Station Deputy Daniel Castro was involved in a non-hit shooting during a traffic stop.

SYNOPSIS

On Monday, April 11, 2011, at approximately 2317 hours, patrons of the Whisky-A-Go-Go nightclub called West Hollywood Sheriff's Station via 9-1-1 to report a fight in the parking lot. While the call was being dispatched the call was updated to a call of a vehicle versus pedestrian collision with the suspect vehicle fleeing. Patrons reported that a red Nissan Sentra was involved and Deputy Castro began scanning the area for the car. As he approached the Whisky-A-Go-Go, he saw a red vehicle make a right turn onto Sunset Boulevard at a high rate of speed.

This vehicle was traveling westbound in the eastbound lanes, making a loud screeching noise and on a trajectory to collide with Deputy Castro's vehicle. Suddenly, the vehicle veered into the westbound lanes.

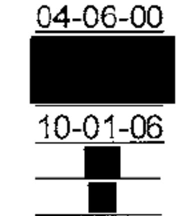
Deputy Castro saw the vehicle was a Saturn SUV and noticed this vehicle had collision damage to its front end and windshield. Several people ran into the street and pointed toward the Saturn. Several patrons yelled that the driver of the Saturn had just killed someone and ran over three people. Believing this vehicle was related to the call, Deputy Castro made a U-turn and attempted to stop the vehicle.

When the driver of the vehicle failed to yield, Deputy Castro initiated a vehicle pursuit which covered less than a half mile in distance and was no longer than thirty-five seconds in duration. The driver suddenly yielded on Doheny Drive north of Sunset Boulevard.

Deputy Castro gave commands for the occupants to raise their hands over their heads. The passenger complied however, the driver, Eduardo Gomez failed to comply. Deputy Castro saw Eduardo Gomez put his hands together, grip style, and point a dark colored object toward him. Fearing for his safety, Deputy Castro fired one round from his Department issued 9mm Beretta striking the driver's side door handle area. Immediately, Eduardo Gomez complied and raised his hands over his head. Moments later, assisting units and a field sergeant arrived on scene and took Eduardo Gomez and Jesus Gomez into custody without further incident. No weapon was recovered from the vehicle.

INVOLVED PERSONNEL AND EMPLOYEE WORK HISTORY

Deputy Daniel Castro #[redacted]
West Hollywood Station



Date of employment	04-06-00
Date assigned to patrol	[redacted]
Date completed patrol training	
Date assigned to West Hollywood Station	10-01-06
Prior shooting incidents	[redacted]
Prior founded force incidents	[redacted]

SUSPECT INFORMATION

Eduardo Gomez
Male, Hispanic, DOB: 08-13-90, Booking #2704198, 5'5", 180 lbs
[redacted]
CII #[redacted] MAIN #[redacted] FBI #[redacted]

Suspect Gomez was arrested for Driving Under the Influence of Alcohol Causing Injury, 23153(A) VC, Assault with a Deadly Weapon, 245(A)(1) PC and Failing to Comply With Driver's Duties When Involved in an Injury Accident, 20003 VC.

WITNESSES

[redacted] Bystander
[redacted]

INJURIES

Neither Deputy Daniel Castro nor Suspect Eduardo Gomez were injured.

PHYSICAL EVIDENCE

A red 2006 Saturn Vue Ca. License #[redacted] was seen parked on Doheny Drive north of Sunset Boulevard close to the east curb. A black and white Los Angeles County Sheriff's Department patrol car #SD7146 was seen parked behind the Saturn Vue also facing north. The patrol's car headlights and vehicle spotlights were activated and the front doors of the vehicle were open. One expended 9mm shell casing was located on the roadway surface on Doheny Drive near Deputy Castro's patrol car. An apparent bullet hole was seen in the suspect vehicle's driver door handle area. Blood was seen on the driver's armrest inside the suspect vehicle. A black cell phone was recovered from the inside the suspect vehicle. For further details regarding the location and collection of evidence, refer to reports authored by Los Angeles County Sheriff's Department personnel **[Exhibit A]**. A crime scene sketch **[Exhibit D]** of the shooting scene was completed by Department Crime Lab personnel.

INVESTIGATORS OBSERVATIONS

IAB investigators responded to the shooting scene and observed Deputy Castro's vehicle location on Doheny Drive south of Shoreham Drive in relation to the Saturn Vue (CA license #[redacted]), which was parked north of Deputy Castro's vehicle. Additionally, IAB investigators observed one expended shell casing on the roadway surface near Deputy Castro's vehicle. Doheny Drive in the area of the traffic stop was inclined to the north. Two street lights in the shooting scene area were functioning at the time of the investigation. Refer to two photographs and a diagram of the shooting scene **[Exhibit C]**. The photos were printed crime scene photograph disc **[Exhibit F]**.

WEAPON USED BY DEPUTY CASTRO

Deputy Castro fired one round of Department issued 9mm ammunition from his Department issued Beretta 92FS 9mm semi-automatic pistol.

WEAPON USED BY SUSPECT GOMEZ

No weapons were located on or near Subject Gomez.

PROPERTY DAMAGE

None

CRIMINAL INVESTIGATORS AND CHARGES FILED

Investigators:	Detective Randy Lopez, West Hollywood Station
Charges Filed:	Three counts of Assault with a Deadly Weapon, 245(A)(1) PC, Mayhem, 203 PC, Driving Under the Influence Causing Injury, 23153(A) VC, Driving Under the Influence with a Blood Alcohol Level of .08 or Higher, 23153(B) VC, Hit and Run Causing Property Damage, 20001(A) VC, Hit and Run Causing Injury, 20002(A) VC were filed on Suspect Gomez.
Case Status:	On June 16, 2011, a preliminary hearing was held and Suspect Gomez was held to answer.

LIGHTING AND WEATHER CONDITIONS

The shooting took place during the hours of darkness at approximately 2317 hours. The weather was cool, dry and clear.

WITNESS STATEMENTS

The following narratives are intended only as a synopsis of the interviews. Additional information and precise wording may be obtained by reviewing the digitally audio recorded interviews and verbatim transcriptions.

DEPUTY DANIEL CASTRO

*Deputy Daniel Castro authored a Supplemental Report **[Exhibit B]** regarding his actions and observations. During Deputy Castro's IAB interview, a diagram and two photographs were used for clarification **[Exhibit C]**. The photographs were printed from the crime scene photo disc **[Exhibit F]**.*

On May 2, 2011, IAB investigators conducted a shooting review interview with Deputy Daniel Castro. Deputy Castro said on April 11, 2011, he was assigned to work the early

morning shift from [redacted] hours until [redacted] hours. At the time of the incident he had been assigned to West Hollywood Station for four and a half years. On the night on the incident Deputy Castro was monitoring two Sheriff radio frequencies. Deputy Castro's portable radio was set to the dispatch frequency and his vehicle's radio was set to L-Tac. Deputy Castro heard information on his assigned L-Tac frequency regarding a fight call at the Whiskey-A-Go-Go on Sunset Boulevard.

He responded to the call as an assisting unit and received an update from West Hollywood Station desk personnel that a red Nissan Sentra was involved and had fled westbound on Sunset Boulevard. Deputy Castro was tasked with checking west of the location for the red Nissan. Deputy Castro scanned Sunset Boulevard west of the location for the red Nissan and was then tasked with responding to the location to locate any victims and perform a crime broadcast. As Deputy Castro drove eastbound Sunset Boulevard approaching the Whisky-A-Go-Go, he saw a red SUV (CA license #[redacted], turn from southbound Clark Street to westbound Sunset Boulevard.

As the SUV turned, it fish tailed and it began to drive toward Deputy Castro in his lane of travel. Deputy Castro could see the driver, Suspect Eduardo Gomez, but did not see any other occupants in the vehicle. As Deputy Castro saw the vehicle coming toward him he heard people yelling and he heard West Hollywood desk personnel broadcast on L-Tac that a vehicle had overturned at the location. The desk personnel corrected the information and stated a vehicle at the location had ran over people.

As the vehicle approached him, he could see the front bumper was damaged, and the windshield appeared to have been hit. When the SUV was approximately twenty-five to thirty feet from his vehicle it veered into the westbound lanes. Deputy Castro saw people running after the SUV and toward his patrol car. Deputy Castro stopped his patrol car and heard the group of people yelling, but distinctly heard a male voice state the SUV had ran over three people and he had killed somebody.

Deputy Castro immediately conducted a U-turn and began to close the distance to catch up to the SUV. As Deputy Castro approached the vehicle near Wetherly Drive he activated his overhead red lights and siren to stop the vehicle. The SUV failed to stop and accelererated westbound Sunset Boulevard. Deputy Castro broadcast that he was in vehicle pursuit. As he broadcast information regarding the vehicle pursuit the SUV turned northbound Doheny Drive, pulled to the curb and stopped. He estimated the fastest he drove pursuing the SUV was thirty-five miles per hour.

Deputy Castro stopped behind the SUV, exited his vehicle and broadcast that he was detaining the SUV occupants at gunpoint. He said the SUV was illuminated with his vehicle's spotlights and he could see inside the SUV. Deputy Castro said he did not realize there was a passenger in the vehicle until the SUV had stopped. He ordered the occupants to raise their hands over their heads. The front passenger complied. Deputy Castro saw

that the driver had his hands together and his forearms were parallel as if he was holding something. Deputy Castro saw the driver turn to his left holding an object in his hands.

Deputy Castro saw Suspect Gomez pointing a dark object in his direction coupled with the previous statement that Suspect Gomez had killed someone, Deputy Castro feared Suspect Gomez was armed with a firearm and was going to shoot him. Deputy Castro fired his Department issued Beretta handgun once at Suspect Gomez. Deputy Castro feared he was about to be shot and he ducked to the left as he fired.

After Deputy Castro shot his Beretta, Suspect Gomez immediately raised his hands and Suspect Gomez was no longer a threat, so he did not fire additional shots. Deputy Castro immediately used his portable radio to broadcast that he had been involved in a shooting. He said Suspect Gomez immediately dropped the object he had been holding, although he did not see it fall. Deputy Castro said the passenger, Witness [redacted] remained still and Suspect Gomez continued to move his body after raising his hands. The SUV's windows were up at the time of the shooting.

Deputy Castro estimated his vehicle was seven to ten feet from the SUV at the time of the shooting. He said his back drop was clear of people. He aimed at the driver and was able to use his Beretta's sights. Deputy Castro said neither occupant said anything to him prior to or after the shooting. Deputy Castro estimated the first assisting unit arrived within ten to fifteen seconds and the occupants were extracted without incident.

WITNESS [redacted]

On April 19, 2011, Witness [redacted] participated in a telephone interview with IAB Sergeant Chad Smeltzer. Witness [redacted] said on April 11, 2011, at approximately 2307 hours he was in the Citibank parking lot cleaning the windshield of his car. He heard tires screeching from a vehicle and the sound of a siren activated once, but not continuously. Witness [redacted] walked to the driveway entrance and a red Saturn four door SUV stopped ten to fifteen feet from him. He saw the car had collision damage to the front bumper, the passenger side tail light was hanging and the rear bumper was on the ground.

Approximately two seconds later a police officer arrived. The deputy exited his car and shouted, "show me your hands" three times and he pointed his handgun at the SUV. The deputy was alone and stood outside of his patrol car and used the driver door as cover. After Witness [redacted] heard the third command he heard a gun fire, which he described as a pop. Witness [redacted] did not see a muzzle flash when he heard the pop, because he was looking at the business where he worked and was thinking he should go indoors. After Witness [redacted] heard the gunshot, he ran westbound across Doheny Drive to his place of employment in case more shooting occurred. Witness [redacted] could not see how many occupants were in the red car nor could he see the occupants actions. He said the

SUV's windows were tinted. Witness [redacted] said he was positioned slightly behind the deputy's car and was approximately ten to fifteen feet from Deputy Castro.

The patrol car's overhead red and blue lights were activated. Witness [redacted] estimated the distance between the patrol car and the SUV to be between seven and ten feet. Witness [redacted] estimated from the time Deputy Castro stopped the SUV until he heard the gunshot, was within ten seconds. He said it was dark at the time of the shooting, but did not notice if any street lights were activated.

WITNESS [redacted]

Witness [redacted] was seated in the right-front passenger seat of the vehicle stopped by Deputy Castro. Witness [redacted] is the [redacted] of Suspect Eduardo Gomez. Witness [redacted] was arrested related to the fight which occurred at the Whiskey-A-Go-Go.

On April 12, 2011, West Hollywood Detectives interviewed Suspect Eduardo Gomez. IAB investigators monitored the interview through an audio-video surveillance system. The audio portion of the interview was digitally recorded. Witness [redacted] was advised of his Miranda rights and agreed to speak about this incident without an attorney present.

Witness [redacted] said he attended the Whisky-A-Go-Go with his [redacted] Suspect Eduardo Gomez to watch some music bands perform. He said he drank one German beer before arriving at the Whiskey-A-Go-Go. After the last song of the night Witness [redacted] and Suspect Gomez exited the building. Witness [redacted] said their friend named [redacted] fought with an unknown male outside the club. Witness [redacted] said he attempted to pull [redacted] off of the unknown male he was fighting. He believed Suspect Gomez was able to pull [redacted] off of the male. Witness [redacted] and Suspect Gomez entered the red Saturn Vue. Suspect Gomez drove and Witness sat in the front passenger seat. As Suspect Gomez backed up, the driver's side of their vehicle sideswiped the passenger side of a black car.

As Suspect Gomez drove, a crowd of people approached their car and threw objects at the car. He said Suspect Gomez attempted to avoid the group of people, but struck some of them. Witness [redacted] said Suspect Gomez stopped the vehicle, but members of the crowd started to kick their vehicle and attempted to open the vehicle doors. He said Suspect Gomez drove away making a right turn onto a street and then a second right turn onto Sunset Boulevard.

As they drove on Sunset Boulevard, Witness [redacted] became aware of a police car behind their vehicle at Sunset Boulevard and Doheny Drive. He said Suspect Gomez stopped the vehicle within a couple of seconds of noticing the police car. The police car had it lights and siren on. Suspect Gomez stopped the car and told Witness [redacted] to put his hands up. He said Suspect Gomez started tripping out, and telling Witness [redacted] it was okay to cry.

He said Suspect Gomez turned off the car and raised his hands. Witness [redacted] said he heard a gunshot, but did not think it was a gunshot. He said something hit the car and he became scared. He asked Suspect Gomez if they had been shot at. Suspect Gomez said he did not know and told Witness [redacted] to call his [redacted]. Witness [redacted] retrieved the cell phone and gave it to Suspect Gomez. Witness [redacted] said he could heard verbal commands telling them, "Let me see your hands". He said Suspect Gomez dropped the cell phone and they kept their hands up. Witness [redacted] said they did not make a phone call as they sat in their vehicle.

Witness [redacted] said Suspect Gomez had held the phone in his right hand. He described the cell phone as a black T-Mobile phone with a clear face. Witness [redacted] said he was moving more than Suspect Gomez in the car when they had their hands up. Witness Gomez said there was a long pause where they remained seated in the car and he assumed the deputy was waiting for more deputies to arrive. Eventually he and Suspect Gomez were ordered to exit the car.

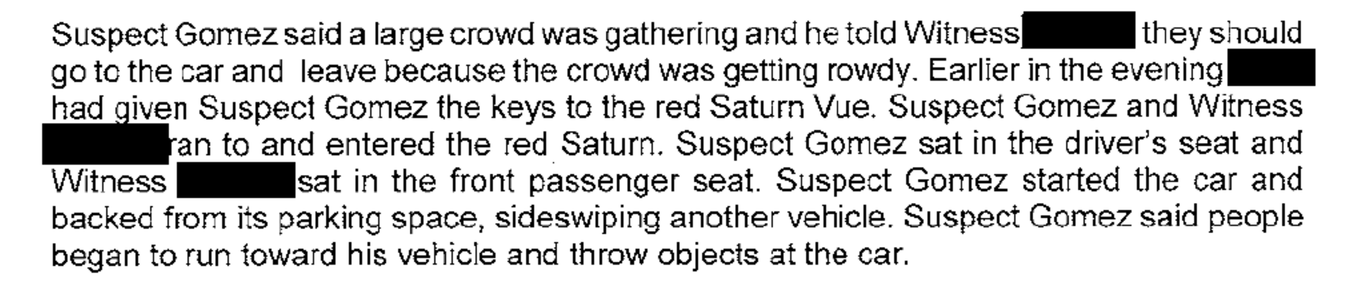
Witness [redacted] said he had his seatbelt on at the time of the incident and he was not injured.

SUSPECT EDUARDO GOMEZ

Suspect Eduardo Gomez was the driver of the Saturn Vue, which Deputy Castro stopped at the conclusion of the vehicle pursuit. Suspect Eduardo Gomez is an older brother to Witness [redacted]

On April 12, 2011, West Hollywood Detectives interviewed Suspect Eduardo Gomez. IAB investigators monitored the interview through an audio-video surveillance system. The audio portion of the interview was digitally recorded. Suspect Gomez was advised of his Miranda rights and agreed to speak about this incident without an attorney present.

Suspect Eduardo Gomez said he attended the Whisky-A-Go-Go with his brother Witness [redacted] and a [redacted] named [redacted] who sings in a band named [redacted] Suspect Gomez said he drank three German beers before arriving at the Whiskey-A-Go-Go and denied drinking alcohol at the club. After [redacted] band finished playing he and Witness [redacted] assisted band members loading music equipment into a truck. Suspect Gomez and Witness [redacted] attention was drawn to a fight that was occurring in the alley between their [redacted] and another male. They attempted to stop the fight and separate [redacted] from the other male. Suspect Gomez said neither he or Witness [redacted] hit the male.



Suspect Gomez said a large crowd was gathering and he told Witness [redacted] they should go to the car and leave because the crowd was getting rowdy. Earlier in the evening [redacted] had given Suspect Gomez the keys to the red Saturn Vue. Suspect Gomez and Witness [redacted] ran to and entered the red Saturn. Suspect Gomez sat in the driver's seat and Witness [redacted] sat in the front passenger seat. Suspect Gomez started the car and backed from its parking space, sideswiping another vehicle. Suspect Gomez said people began to run toward his vehicle and throw objects at the car.

Suspect Gomez drove eastbound in the rear alley and people stood in the middle of the alley telling them to stop. He said he did not stop because he was afraid and he continued eastbound and struck a dip in the street and lost control of the vehicle. Suspect Gomez said his vehicle swerved and struck the sidewalk and a post. He continued driving southbound Clark Street to westbound Sunset Boulevard. Suspect Gomez said he noticed a Sheriff's car close behind them with it lights and siren on. Suspect Gomez said he did not want to pull over on Sunset Boulevard because there were too many parked cars.

Suspect Gomez was aware the vehicle had been damaged. Suspect Gomez said he drove approximately one or two blocks and turned right onto an unknown street. Suspect Gomez said he turned the vehicle's engine off and told his brother to put his hands in the air. He said he did not know how to roll the windows down since the vehicle was not his. Suspect Gomez said he looked over his left shoulder to look at the deputy who stopped them. He could not see the deputy because the patrol car's spotlights were bright. Suspect Gomez said after he looked over his shoulder he heard a bang noise, which sounded like a gunshot. Suspect Gomez denied holding anything in his hands when they were raised. Suspect Gomez said his [redacted] had his [redacted] cell phone in the car. He said after a few moments the deputy told him and his brother to exit the vehicle.

Suspect Gomez said he was not injured by the deputies and neither he nor his brother were shot. Suspect Gomez said neither he nor Witness [redacted] possessed a gun or any other weapon in the car. Suspect Gomez said he does not have any mental health issues and is currently attending Narcotics Anonymous.

ADDITIONAL INFORMATION

A crime scene sketch **[Exhibit E]** was completed of the Whiskey-A-Go-Go parking lot area where the fight occurred prior to Deputy Castro's vehicle pursuit and shooting.

A vehicle pursuit evaluation form and pursuit route map **[Exhibit G]** were completed to document the vehicle pursuit.